

LAO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

CONSTRUTORA NORBERTO ODEBRECHT  
S.A.

SUMMONS IN A CIVIL ACTION

V.

GENERAL ELECTRIC COMPANY,  
GENERAL ELECTRIC  
INTERNATIONAL, INC., GE  
INFRASTRUCTURE, INC., GE POWER  
SYSTEMS, INC., GE ENERGY LLC and  
GE HYDRO POWER, INC.

CASE NUMBER:

**07 CIV 8014**

**JUDGE McMAHON**

TO: (Name and address of Defendant)

GE HYDRO POWER, INC.  
140 Geary Street  
San Francisco, CA 94108

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Donald L. Flexner, Esq.  
Boies, Schiller & Flexner LLP  
575 Lexington Avenue, 7th Floor  
New York, NY 10022

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

SEP 12 2007

CLERK

*Mano Quintero*

DATE

(By) DEPUTY CLERK

FD-40 (Rev. 8-01) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>1</sup>	DATE
NAME OF SERVER (PRINT)	TITLE

*Check one box below to indicate appropriate method of service*

- ☐ Served personally upon the defendant. Place where served:
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left:
- ☐ Returned unexecuted:
- ☐ Other (specify):

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL \$0.00
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Server

\_\_\_\_\_  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X	:	
CONSTRUTORA NORBETRO ODEBRECHT,	:	
	:	07 Civ. 8014 (CM)
Plaintiff,	:	
	:	
-against-	:	
	:	AFFIDAVIT OF SERVICE
GENERAL ELECTRIC COMPANY, GENERAL	:	
ELECTRIC INTERNATIONAL, INC.,	:	
GE INFRASTRUCTURE, INC., GE POWER	:	
SYSTEMS, INC. GE ENERGY LLC and	:	
GE HYDRO POWER, INC.,	:	
	:	
Defendants.	:	
-----X	:	

State of New York     )  
                              ) ss.:  
County of New York    )

JOHN PASTERICK, being duly sworn, deposes and says:

1. I am not a party to this action and I am over 21 years of age.
2. I am employed by the law firm of Boies, Schiller & Flexner LLP, 575

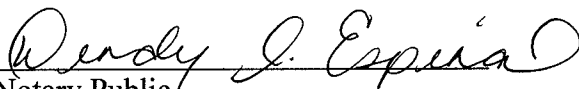
Lexington Avenue, New York, New York 10022, attorneys for the plaintiff, Construtora Norberto Odebrecht.

3. On September 20, 2007 I caused to be served a true copy of the Summons and Complaint in this proceeding by personal delivery upon the defendant GE Hydro Power, Inc. by personally delivering said copies to Richard A. Rothman, Esq. at his place of business, Weil Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York

10153, attorneys for the defendant GE Hydro Power, Inc. Richard A. Rothman, Esq. has agreed to accept service on behalf of Defendant GE Hydro Power, Inc.

  
\_\_\_\_\_  
JOHN PASTERICK

Sworn to before me this  
20<sup>th</sup> day of September, 2007

  
\_\_\_\_\_  
Notary Public

**WENDY A. ESPINAL**  
**Notary Public, State of New York**  
**No. 01ES6084904**  
**Qualified in Queens County**  
**Commission Expires Dec. 16, 2010**